

RLI INSURANCE COMPANY

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY
ELECTRONICALLY FILED
DOC #:
DATE FILED: 9/24/07

ANA MARGARITA MARTINEZ,

Plaintiff,

-against-

THE REPUBLIC OF CUBA,

Defendant.

BOND NO. RSB 739311

UNDERTAKING ON
ATTACHMENT

Case No. 07 CV 6607

The above named Plaintiff, **ANA MARGARITA MARTINEZ**, having applied to this Court, for an Order of Attachment against the property of the above named Defendant, **THE REPUBLIC OF CUBA**, under and by virtue of Rule 64 of the Federal Rules of Civil Procedure, Local Rule 6(b) of the Civil Rules of the United States District Courts for Southern and Eastern Districts, and Article 62 of the Civil Practice Law and Rules, as more fully set forth in the order granted by the Hon. Victor Marrero on July 23, 2007 under and by virtue of the Federal rules of Civil Procedure upon the posting of an undertaking in the sum of FIVE HUNDRED AND 00/000 (\$500.00) DOLLARS.

NOW, THEREFORE, the **RLI INSURANCE COMPANY**, having an office and principal place of business for the state of New York, at Three Franklin Square, Suite #6, Saratoga Springs, NY 12866, as Surety, does hereby undertake in the sum of FIVE HUNDRED AND 00/000 (\$500.00) DOLLARS, which is the total amount of undertaking as fixed by the Court pursuant to Statute to be given by the Plaintiff, on said application, that Plaintiff, **ANA MARGARITA MARTINEZ**, shall pay all legal costs and damages which may be sustained by reason of the attachment if the Defendant recovers judgment or if it is finally decided that the Plaintiff was not entitled to an attachment of the property of said Defendant; and the balance thereof conditioned that the Plaintiff, shall pay to the U.S. Marshall or any Sheriff of the State of New York all of his allowable fees.

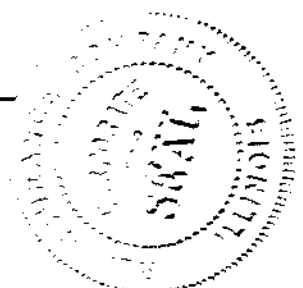
PROVIDED, HOWEVER, that the liability of the **RLI INSURANCE COMPANY** on this Undertaking shall not in any event exceed of the aforesaid fixed total amount.

Dated, September 21, 2007.

RLI INSURANCE COMPANY

By WILLIAM J. PEDERSEN
ATTORNEY-IN-FACT

Approved 9/24/07
J. Michael M. M...
ck 4
B, 2
Dep 1/6/4





RLI Surety
9025 N. Lindbergh Dr. Peoria, IL 61615
Phone: (800)645-2402 | Fax: (309)683-1610

POWER OF ATTORNEY

RLI Insurance Company

Know All Men by These Presents:

That this Power of Attorney is not valid or in effect unless attached to the bond which it authorizes executed, but may be detached by the approving officer if desired.

That **RLI Insurance Company**, an Illinois corporation, does hereby make, constitute and appoint:

Carolyn Offenhardt, William J. Pedersen, jointly or severally.

in the City of New York, State of New York its true and lawful Agent and Attorney in Fact, with full power and authority hereby conferred, to sign, execute, acknowledge and deliver for and on its behalf as Surety, the following described bond.

Any and all bonds provided the bond penalty does not exceed Ten Million Dollars (\$10,000,000).

The acknowledgment and execution of such bond by the said Attorney in Fact shall be as binding upon this Company as if such bond had been executed and acknowledged by the regularly elected officers of this Company.

All authority hereby conferred shall expire and terminate, without notice, unless used before midnight of June 12, 2009, but until such time shall be irrevocable and in full force and effect.

The **RLI Insurance Company** further certifies that the following is a true and exact copy of the Resolution adopted by the Board of Directors of **RLI Insurance Company**, and now in force to-wit:

"All bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, any Assistant Secretary, Treasurer, or any Vice President, or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys in Fact or Agents who shall have authority to issue bonds, policies or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile."

IN WITNESS WHEREOF, the **RLI Insurance Company** has caused these presents to be executed by its Vice President with its corporate seal affixed this 12th day of June, 2007.

State of Illinois }
County of Peoria } SS



RLI Insurance Company

By: Roy C. Die Vice President

CERTIFICATE

On this 12th day of June, 2007, before me, a Notary Public, personally appeared Roy C. Die, who being by me duly sworn, acknowledged that he signed the above Power of Attorney as the aforesaid officer of the **RLI Insurance Company** and acknowledged said instrument to be the voluntary act and deed of said corporation.

By: Cherie L. Montgomery
Cherie L. Montgomery Notary Public



I, the undersigned officer of **RLI Insurance Company**, a stock corporation of the State of Illinois, do hereby certify that the attached Power of Attorney is in full force and effect and is irrevocable; and furthermore, that the Resolution of the Company as set forth in the Power of Attorney, is now in force. In testimony whereof, I have hereunto set my hand and the seal of the **RLI Insurance Company** this 21st day of September, 2007.

RLI Insurance Company

By: Roy C. Die Vice President



RLI Surety
A Division of RLI Insurance Company
P.O. Box 3967 Peoria, IL 61612-3967
Phone: 309-692-1000 Fax: 309-692-8637

RLI Insurance Company

December 31, 2006

Admitted Assets

Investments:

Fixed maturities	\$ 570,395,254
Equity securities	655,880,804
Short-term investments	30,302,492
Real estate	6,083,219
Cash on hand and on deposit	-3,368,399
Other invested assets	9,500,000
Agents' balances	50,176,888
Investment income due and accrued	8,008,485
Funds held	4,000
Reinsurance recoverable on paid losses	33,787,293
Federal income taxes receivable	0
Electronic data processing equipment, net of depreciation	1,087,717
Receivable from affiliates	0
Other admitted assets	4,713,544
Total Admitted Assets	\$ 1,388,310,095

Liabilities and Surplus

Liabilities:

Reserve for unpaid losses and loss adjustment expenses	\$ 358,274,163
Unearned premiums	130,212,740
Accrued expenses	49,746,832
Funds held	918,936
Advance premiums	3,500,762
Amounts withheld	13,485,228
Ceded reinsurance premium payable	30,883,781
Payable for securities	1,082,820
Statutory penalties	3,847,000
Federal income tax payable	23,911,834
Borrowed money and accrued interest	0
Drafts outstanding	0
Payable to affiliates	1,024,009
Other liabilities	1,515,905
Total Liabilities	\$ 619,404,690

Surplus:

Common stock	\$ 10,000,375
Additional paid-in capital	242,451,084
Unassigned surplus	494,453,956

Total Surplus \$ 746,905,415

Total Liabilities and Surplus \$ 1,388,310,095

State of Illinois

County of Peoria

The undersigned, being duly sworn, says: That he is the President of RLI Insurance Company; that said Company is a corporation duly organized in the State of Illinois, and licensed and engaged in business in the State of New York and has duly complied with all the requirements of the laws of said State applicable of said Company and is duly qualified to act as Surety under such laws; that said Company has also complied with and is duly qualified to act as Surety under the Act of Congress approved July 1947, 6U.S.C sec. 6-13; and that to the best of his knowledge and belief the above statement is a full, true, and correct statement of the financial condition of the said Company on the 31st day of December 2006.

Attest:



{ Corporate
Seal
Affixed }

Michael J. Stone

President

Cynthia S. Dohm

Assistant Secretary

Sworn to before me this 23rd day of February 2007.



{ Notarial
Seal
Affixed }

Cherie L. Montgomery

Notary Public, State of Illinois